

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Sub: P.S - Proh. & Excise Dept. - Sri P. Anjaiah, P&E Sub-Inspector, Balanagar Range, RR Dist. - Placed under suspension in disproportionate assets case - Prosecution - Convicted - Dismissed from service - Payment of arrears from 15.7.1997 to 12.1.2000 - Sanctioned without interest - Orders - Issued.

REVENUE (VIGILANCE-V) DEPARTMENT

G.O.Rt.No. 1077.

Dated:29-07-2009.

Read the following :

1. Dy. Commr. P&E, Hyd. Proceedings Cr.No. 442/93/A2, Dt: 15.7.1997.
2. APAT judgment dt:1.8.1997 in O.A.No.4719 /97 filed by Sri P.Anjaiah, PESI.
3. Govt. Memo No. 8718/Excise I(2)/1996-14, Dt: 17.10.1997 of Rev. (Excise I) Dept.,
4. Procs. Cr. No. A3/442/93, Dt: 12.1.2000 of Dy. Commr. P&E, Hyderabad Division.
5. Judgment dated 26.3.2004 in CC No. 4/1997 of spl. Judge for SPE & ACB Cases, Hyderabad.
6. G.O.Ms.No.618, Revenue (Vig.V) Deptt., Dt: 19.8.2004.
7. APAT judgment dt:19.10.2006 in O.A.No. 1773 of 2005 filed by Sri P. Anjaiah, P&E Sub-Inspector (dismissed)
8. From the C.PE, Hyd. Letter Cr. No.9/2005/C.PE/SR.II, Dt: 24.9.1997.
9. From Sri P. Anjaiah, P&E Sub-Inspector (dismissed) representation dt: 26.2.2009.

O R D E R:

In the reference 1st read above, Sri P. Anjaiah, Prohibition & Excise Sub-Inspector, Balanagar, R.R. District was placed under suspension consequent to filing charge sheet in the disproportionate assets case against him in the court of Spl. Judge for SPE & ACB Cases, Hyderabad on 29.1.1997. Aggrieved by the above, Sri P. Anjaiah, P&E Sub-Inspector (u/s) has filed O.A.No. 4719/1997 and the Hon'ble Tribunal in the above O.A, has set-aside the suspension orders, vide reference 2nd read above.

2. In the reference 3rd cited, Government issued necessary instructions to the Commissioner, Proh. & Excise, Hyderabad to file appeal before the High Court of A.P against the orders of APAT. However, due to certain reasons, no appeal was filed and Sri P. Anjaiah, P&E Sub-Inspector was placed under suspension again through a speaking order, vide reference 4th read above.

3. In the reference 5th read above, the Special Judge for SPE & ACB Cases, Hyderabad pronounced judgment in CC No. 4/1997 and convicted Sri P. Anjaiah, P&E Sub-Inspector and also sentenced to undergo rigorous imprisonment. Sri P. Anjaiah, P&E Sub-Inspector was dismissed from service, vide reference 6th read above,

Contd..P.2.,

4. Sri P. Anjaiah, P&E Sub-Inspector filed O.A. No.1773/2005 before the A.P. Administrative Tribunal praying the Hon'ble Tribunal to direct the respondents for payment of pay and allowances from 15.7.1997 to 12.1.2000 stating that the respondents have not filed any appeal on the orders of APAT issued in the reference 2nd cited. He has also prayed for enhanced subsistence allowance of 75% from 1.4.2002 to 23.2.2004 stating that the same was denied as he has not produced non-employment certificate.

5. In the reference 7th read above, the Hon'ble Tribunal delivered judgment and directed the respondents to release the difference of amounts to which the applicant is entitled for the period from 15.7.1997 to 12.2.2000 and also release the subsistence allowance with effect from 1.4.2002 to 23.2.2004 with an interest of 8% P.A.

6. In the reference 8th read above, the Commissioner, Prohibition & Excise, Hyderabad has referred the matter to Government and while the same is under examination, Sri P. Anjaiah, P&E Sub-Inspector (dismissed) also submitted a representation before the Govt. and he has stated that he will not demand any interest in future and requested the Government to implement the orders of A.P. Administrative Tribunal, without interest.

7. Government, after examination of the matter keeping in view the orders of A.P. Administrative Tribunal and also the representation of individual, hereby order to sanction arrears to Sri P. Anjaiah, Proh. & Excise Sub-Inspector (dismissed) from 15.7.1997 to 12.1.2000 without payment of any interest. Regarding payment of enhanced subsistence allowance from 1.4.2002 to 23.2.2004 without interest, separate instructions will be issued to the Commissioner, Proh. & Excise, Hyderabad.

8. The Commissioner, Prohibition & Excise, Hyderabad is requested to take necessary action accordingly.

9. The orders issued with the concurrence of Finance vide their U.O.No. 10471/250/FR.II/09, Dt: 8.4.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri P.Anjaiah, formerly Prohibition and Excise Sub Inspector
Balanagar Range, Ranga Reddy District (now dismissed)
through the Commissioner, Prohibition and Excise, Andhra Pradesh, Hyderabad.
The Commissioner of Prohibition & Excise, Andhra Pradesh, Hyderabad

Copy to:

The Finance (FR.II) Department.

The Registrar, A.P. Administrative Tribunal, Hyderabad.

PS to Prl. Secy. to Govt.,

SF.

// Forwarded :: By Order //

SECTION OFFICER.

